

DEC 17 2015

**BEFORE THE BOARD OF EDUCATIONAL EXAMINERS
OF THE STATE OF IOWA**

In the matter of:)	BOEE Case No. 15-05
)	
LARRY D. WEEDE,)	COMBINED STATEMENT OF
(Folder # 155035))	CHARGES, SETTLEMENT
)	AGREEMENT, AND FINAL ORDER
Respondent.)	

In accordance with the provisions of Iowa Code sections 17A.12(5) and 272.2(4) and 282 IAC 11.4(6), and with full knowledge of the right to demand a formal hearing before the Board upon the pending complaint prior to the imposition of sanction upon his license, the Respondent expressly waives the right to a disciplinary hearing and notifies the Board of his desire to resolve the pending complaint through means of informal disposition.

The Respondent concedes the jurisdiction of the Board for all issues relevant hereto and voluntarily consents to the State's counsel presenting this agreement to the Board with the terms provided. If the Board does not accept the terms of this agreement, the disciplinary hearing will be rescheduled and the stipulations contained herein are not binding upon the Respondent and will not be presented against him at the time of hearing without further agreement of the Respondent.

Board approval of this settlement shall constitute resolution of this matter and will be entered as a FINAL ORDER of the Board.

STIPULATIONS

1. Respondent holds a PERMANENT PROFESSIONAL LICENSE (FOLDER # 155035) with the following endorsements: Teacher (7-8)*; K-12 Athletic Coach; 5-12 Business-General; 5-12 Business-Office; 5-12 Driver and Safety Education; and 5-12 Principal. Respondent's license is current and permanent, so it does not expire. Respondent also holds an EVALUATOR-(NEW) LICENSE, which includes an Evaluator (New) endorsement. Respondent's Evaluator (New) License is current and will next expire on March 31, 2019. Respondent also holds an expired Evaluator license, and expired Class B License, and an expired Class E License (Extension of B).

2. During all material events of this case, Respondent was employed as a middle school principal and driver's education instructor by the Cherokee Community School District.

3. On May 21, 2015, the Board of Educational Examiners received a complaint against Respondent alleging a violation of the Code of Ethics.

4. On October 9, the Board found probable cause to proceed to hearing based upon the facts set forth in paragraphs 6 through 8 below.

5. The Board charged Respondent with four counts:

Count I

Respondent is charged with commission of or conviction for a criminal offense as defined by Iowa law related to teaching or coaching performance, in violation of 282 Iowa Administrative Code rule 25.3(1)(b)(2).

Count II

Respondent is charged with falsifying or deliberately misrepresenting or omitting material information regarding the evaluation of students or personnel, in violation of 282 Iowa Administrative Code rule 25.3(3)(e).

Count III

Respondent is charged with aiding, assisting, or abetting an unlicensed person in the completion of acts for which licensure is required, in violation of 282 Iowa Administrative Code rule 25.3(6)(j).

Count IV

Respondent is charged with allowing another person to use one's practitioner license for any purpose, in violation of 282 Iowa Administrative Code rule 25.3(6)(n).

6. Investigation revealed Respondent signed as both driver's education instructor and administrator for three students of the Kingsley-Pierson Community School District, whom he did not teach and were instead taught by a person holding a license from another State but not licensed in Iowa. Respondent used the DOT identification number for Cherokee Community School District on the form to denote the district in which the students received instruction. Respondent maintains that he did not knowingly violate any rule or law.

7. Respondent also signed driver's education completion forms for his two grandsons, who reside in Urbandale, Iowa and were never enrolled in a driver's education program in Respondent's district. Respondent maintains that he acted under the belief that such actions were proper pursuant to home school driver's education rules.

8. Respondent was subsequently charged with theft fourth degree in violation of Iowa Code section 714.2(4), and fraudulent use of an academic degree, in violation of 715A.6A. Pursuant to the terms of an Agreement for Deferred Prosecution, these charges will be dismissed May 1, 2016.

9. Respondent denies all charges that the Board has brought against him. Nevertheless, Respondent has cooperated throughout this proceeding.

SETTLEMENT AGREEMENT

10. This Combined Statement of Charges, Settlement Agreement, and Final Order constitutes the final resolution of a contested case proceeding and shall have the force and effect of a disciplinary order entered following a contested case hearing.

11. In order to resolve this matter without proceeding to hearing, Respondent agrees to the following conditions:

- a. Respondent accepts a WRITTEN REPRIMAND.
- b. Respondent agrees his 5-12 Driver and Safety Education endorsement will be REVOKED.
- c. Respondent agrees to successfully complete at least fifteen in-person contact hours in "Ethics for Educators." This course is offered by the ISEA. Respondent is responsible for all costs associated with the completion of the educational course. Respondent shall provide the Board with proof of completion of the Ethics for Educators course within one (1) year of the Board's acceptance of this Combined Statement of Charges, Settlement Agreement, and Final Order.

LICENSEE DECLARATION

I understand that this Combined Statement of Charges, Settlement Agreement, and Final Order is subject to the approval of the Board and will have no force or effect if it is not accepted by the Board.

I understand State's counsel will present this Combined Statement of Charges, Settlement Agreement, and Final Order to the Board *ex parte*.

I agree to comply with the requirements set forth in the stipulations and requirements of this Combined Statement of Charges, Settlement Agreement, and Final Order and understand that my failure to do so can result in additional discipline of my Permanent Professional, Evaluator (New), Evaluator, Class B, and Class E (Extension of E) licenses.

I understand that this Combined Statement of Charges, Settlement Agreement, and Final Order is a public record, which will become part of my permanent licensure file and will be available for public inspection and reproduction.

I understand that my name will be added to the national clearinghouse database kept by the National Association of State Directors of Teacher Education and Certification (NASDTEC).

12-9-2015
Date

Larry D. Weede
Larry D. Weede, Respondent

ORDER

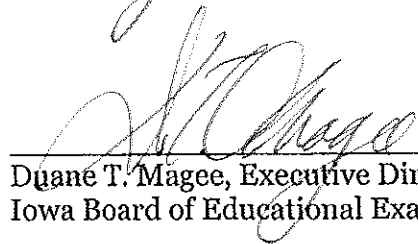
IT IS THE FINAL ORDER OF THE IOWA BOARD OF EDUCATIONAL EXAMINERS THAT:

1. The conduct with which Respondent has been charged constitutes a violation of the Code of Professional Conduct and Ethics governing the teaching profession. Respondent is REPRIMANDED for the charged conduct. Additionally, Respondent's 5-12 Driver and Safety Education endorsement is REVOKED.

2. Respondent shall successfully complete at least fifteen in-person contact hours in "Ethics for Educators." Respondent is responsible for all costs associated with the completion of the educational course. Respondent shall provide the Board with proof of completion of the Ethics for Educators course within one (1) year of the date of this Order.

3. In determining the appropriate sanction to impose in this case, the Board has considered the nature and seriousness of the allegations as well as mitigating circumstances.

Dated this 14TH day of January, 20 16.


Duane T. Magee, Executive Director
Iowa Board of Educational Examiners

Copies to:

Larry D. Weede
RESPONDENT

Allyson Dirksen
ATTORNEY FOR RESPONDENT

Renner K. Walker
ATTORNEY FOR THE STATE